

proceeding, any person shall be sentenced, or shall have been sentenced heretofore, to two kinds of punishment, the one pecuniary and the other corporal, the President shall have full discretionary power to pardon or remit, in whole or in part, either one of the two kinds, without in any manner impairing the legal validity of the other kind, or of any portion of either kind, not pardoned or remitted.

SEC. 2. *And be it further enacted*, That in all criminal cases in which there has been or shall be a judgment or sentence against any person, as a fine or penalty, whether alone or along with any other kind of punishment, the same shall be deemed a judgment debt, and (unless pardoned or remitted by the President) may be collected on execution in the common form of law. Fines and penalties may be collected on execution.

APPROVED, February 20, 1863.

CHAP. XLVII. — *An Act to change the Times of holding the Circuit and District Courts of the United States for the District of Indiana.* Feb. 20, 1863.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That, instead of the times now fixed by law, the circuit and district courts of the United States for the district of Indiana shall be held on the first Tuesdays of May and November. And all recognizances, indictments, or other proceedings, civil and criminal, now pending in either of said courts, shall be entered and have day in court, and be heard and tried, according to the times of holding such courts as herein provided.

Terms of circuit and district courts in Indiana.

APPROVED, February 20, 1863.

CHAP. XLIX. — *An Act to change the Times of holding the Circuit and District Courts of the United States in the several Districts in the Seventh Circuit.* Feb. 21, 1863.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That, instead of the times now fixed by law, the circuit and district courts of the United States for the several districts in the States composing the seventh judicial circuit shall hereafter be held as follows:—

Terms of circuit and district courts in Ohio.

*Ohio.*—At Cleveland, for the northern district of Ohio, on the first Tuesdays in the months of January, May, and September in each year.

At Cincinnati, for the southern district of Ohio, on the first Tuesdays in the months of February, April, and October in each year.

*Michigan.*—At Detroit, for the district of Michigan, on the first Tuesdays in June, November, and March in each year. And all recognizances, indictments, or other proceedings, civil and criminal, now pending in either of said courts, shall be entered and have day in court, and be heard and tried, according to the times of holding said courts as herein provided.

Michigan.  
Provision for pending process.  
Post, p. 661.

APPROVED, February 21, 1863.

CHAP. L. — *An Act to allow the United States to prosecute Appeals and Writs of Error without giving Security.* Feb. 21, 1863.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That whenever any writ of error, appeal, or other process in law, admiralty, or equity shall issue from or be brought up to the Supreme Court of the United States, either by the United States or by direction of any Department of the Government thereof, no bond, obligation, or security shall be required from the United States, or from any party acting under the direction aforesaid, by any judge or clerk of court, either to prosecute said suit or to answer in damages or costs. In case of an adverse decision, such costs as by law are taxable against the United States shall be paid out of the contingent

The United States may prosecute appeals, &c., without security for costs.

Costs, how paid.

fund of the Department under whose direction the proceedings shall have been instituted. All acts and parts of acts inconsistent herewith are hereby repealed.

APPROVED, February 21, 1863.

Feb. 21, 1863. CHAP. LI. — *An Act extending the Time for carrying into Effect the Provisions of the Third Section of the Act entitled "An Act relating to Highways in the County of Washington and District of Columbia," approved May three, eighteen hundred and sixty-two.*

1862, ch. 63, § 3. Ante, p. 383.

Time extended to three years.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the period named in the third section of the act entitled "An act relating to highways in the county of Washington and District of Columbia," approved May three, eighteen hundred and sixty-two, requiring that the roads designated in said section shall be surveyed, platted, and recorded within one year from the passage of said act, be extended to three years; and the levy court of said county of Washington is hereby authorized to cause the survey, platting, and recording of such roads, in each year, as it may deem proper and necessary: *Provided,* That all of said roads be so surveyed, platted, and recorded within the period of three years.

President may fill vacancies in levy court.

SEC. 2. *And be it further enacted,* That the President of the United States be, and he is hereby empowered, by and with the advice and consent of the Senate, to fill any vacancy that may hereafter occur in said levy court; and all acts or parts of acts inconsistent with the above recited act or with this act are hereby repealed.

APPROVED, February 21, 1863.

Feb. 21, 1863. CHAP. LII. — *An Act to annex a Part of the State of New Jersey to the Collection District of New York, and to appoint an Assistant Collector, to reside at Jersey City.*

Portions of New Jersey added to collection district of New York.

Assistant collector at Jersey city.

Salary.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That all that part of the State of New Jersey which lies north and east of Elizabethtown and Staten Island, comprising the counties of Hudson and Bergen, be, and the same is hereby, annexed to the collection district of New York; that an assistant collector, to be appointed by the President of the United States, shall reside at Jersey City, who shall have power to enter and clear vessels in like manner as the collector of New York is authorized by law to do, but such assistant collector shall, nevertheless, act in conformity to such instructions and regulations as he shall from time to time receive from the collector of New York; and that the said assistant collector shall receive for his annual salary two thousand dollars in full for all services to be by him performed, and in lieu of commissions and fees.

APPROVED, February 21, 1863.

Feb. 21, 1863. CHAP. LIII. — *An Act for the Removal of the Winnebago Indians, and for the Sale of their Reservation in Minnesota for their Benefit.*

President may set apart a tract of land for the Winnebago Indians,

and remove them from Minnesota.

Subdivisions of present reservation to be appraised.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the President of the United States is authorized to assign to and set apart for the Winnebago Indians a tract of unoccupied land beyond the limits of any State, in extent at least equal to their diminished reservation, the same to be well adapted for agricultural purposes. And it shall be lawful for the President to take such steps as he may deem proper to effect the peaceful and quiet removal of the said Indians from the State of Minnesota, and to settle them upon the lands which may be assigned to them under the provisions of this act.

SEC. 2. *And be it further enacted,* That, upon the removal of the said Indians from the reservation where they now reside, it shall be the duty